

It has come to my attention that the FCC has provided an exemption to the TCPA for radio and TV stations making telemarketing, pre-record, and junk fax calls. I find the thought of this hard to believe.

First and foremost, these calls are clearly advertisements. The reason to ask people to watch/listen is to increase their market size and thus increase the station's advertising revenue. The TCPA puts clear restrictions on advertisements, and the FCC does not have the authority to modify the law in this way.

Even if the FCC could make such modifications to the law, it is unwise and clearly not what consumers want. The overwhelming popularity of the national do not call list is clear evidence that most people do not want to be bothered. Allowing these media entities to call at any time, call even after you request that they stop, and call using prerecorded messages is exactly the sort of abusive behavior the law was created to curb. Even more insidious is allowing unlimited "junk fax" advertisements to be sent by these folks -- a system where the cost of advertisement is put on the person receiving the ad, not the advertiser.

I hope that you will reconsider your recent actions and enforce the TCPA as it was intended. Thank you.